

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION**

ANGEL GOMEZ,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

4:14-cv-48

ORDER

After a careful de novo review of the record in this case, the Court concurs with the Magistrate Judge's Report and Recommendation ("R&R") and adopts it as the opinion of the Court. ECF No. 3. The petition is ***DISMISSED***.

Gomez did not file an objection to the R&R, but rather filed with the Court an Application for Leave to File Second or Successive Petition Under 28 U.S.C. § 2255. ECF No. 5. As the Magistrate Judge correctly stated in the R&R, a petitioner must file this application with the proper court of appeals. This Court has no jurisdiction to grant the application, so it too is ***DISMISSED***.

The 28 day of May, 2014



B. AVANT EDENFIELD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA